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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/942,351	08/29/2001	Walter A. Manrique	POU920010003US1	7094

7590 11/23/2004
Philmore H. Colburn II
Cantor Colburn LLP
55 Griffin Road South
Bloomfield, CT 06002

EXAMINER

COBY, FRANTZ

ART UNIT	PAPER NUMBER
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2161

DATE MAILED: 11/23/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/942,351

Applicant(s)

MANRIQUE ET AL.

Examiner

Frantz Coby

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 07 June 2004.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-24 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1-23 is/are allowed.
- 6) ☒ Claim(s) 24 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 28 September 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

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This is in response to applicant's amendment filed on June 07, 2004 in which claims 1, 8, 17 were amended.

Status of Claims

Claims 1-24 are pending.

Applicant's arguments filed on the aforementioned date have been fully considered but they are not persuasive. Therefore the rejection of claim 24 under section 102 (b) remains.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claim 24 is rejected under 35 U.S.C. 102(b) as being anticipated by Wolf et al. U.S. Patent 5,818,447.

As per claim 24, Wolf et al. disclose "a data record comprising record header data; record body data; and a record display flag, wherein status of said record body display flag controls display of said record body data; said status of said record

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body display flag being responsive: to selection of said record header data" (See Wolf et al. Figure 11 and corresponding text).

Allowable Subject Matter

Claims 1-23 are allowable over the prior art of record.

Response to Applicant's Argument

Applicant argues, "Wolf fails to disclose any record body display flag that controls the display of the record body data". However, the Examiner disagrees with the preceding argument. Because Wolf specifically detail a system and method for handling electronic mail (email), and more particularly relates to a system and method for utilizing a separate program to edit and display an email message in the context of an email client. That separate program is one of the flags detailed below. In particular Wolf Figure 11 indicates that the mail message 1100 includes a header portion 1105, a body portion 1110, and an attachments portion 1115. The header portion 1105 includes standard MAPI header information. The body portion 1110 includes both RTF and plain text versions of the text that forms the message body. The RTF version of the message includes data stream 1125, which includes ASCII characters (c.sub.1, c.sub.2, etc.) and special characters (sp.sub.1, sp.sub.2, etc.). The plain text version of the message includes data stream 1130, which includes only ASCII characters (c.sub.1, c.sub.2, etc.). The attachments portion 1115 contains all of the mail attachments and their character positions in the body of the text. Other objects, such as graphics, may be

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included in the message body. Objects of this type may be treated like attachments and inserted into the text data stream when a message is opened. In some cases, graphics objects may be part of the RTF data. Further, Wolf shows:

Detailed Description Text (93):

a member function that is used by the word processor 1010 to request the name of the word processor template that should be attached to the message if SetMessageData is called with the appropriate flags to indicate that a template is attached to the message. The message is later displayed. That therefore, results with the flag indicating the display of the message.

Detailed Description Text (95):

Furthermore, Wolf shows another member function is used by the container mail note 1005 to set and clear the contents of the message. The container mail note passes the word processor a group of flags, a format (cfText or cfRTF), an IStream, the author name (for revision marking), and a list of MSOOBJECTS with their corresponding character positions in the message. The group of flags tells the word processor whether to set or clear the message, whether it's a New, Read or Compose message etc. The IStream contains the contents of the message in the specified (Windows clipboard) format. In this case, if the message is not to be cleared it is then displayed. That therefore, results with the flag indicating the display of the message.

Detailed Description Text (96):

Last, Wolf shows a member function is used by the container mail note 1005 to get the contents of the message for saving or sending. The word processor writes an RTF rendering of the message to one IStream and a plain text rendering of the message to the other. If the group of flags request attachments, then the word processor uses the IMsoMailSite: :SetObjectList function to pass a list of MSOOBJECTs. That therefore, results with the flag indicating the display of the message.

Conclusion

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Frantz Coby whose telephone number is (571) 272-

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4017. The examiner can normally be reached on Monday-Friday 3:00 P.M. - 11:00 P.M..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Safet Metjahic can be reached on 571 272 4023. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Frantz Coby
Primary Examiner
Art Unit 2161

November 20, 2004